

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
OGLE COUNTY, ILLINOIS

PEOPLE OF THE STAT OF ILLINOIS,

Plaintiff,

vs.

NEW LANDING UTILITY, Inc., an Illinois
Corporation, Gene Armstrong, individually and
as President of New Landing Utility, Inc.,

Defendants.

No. 2000-CH-173

FILED

JUN 03 2005

Mark Tye
CLERK OF THE CIRCUIT COURT
OGLE COUNTY

ORDER

This cause coming to be heard on the Court's prior decision to appoint a receiver *pendente lite* for the limited purpose of managing the business affairs of the Defendant, New Landing Utility (hereafter NLU), and the Court having been requested to more specifically set forth the duties and responsibilities of said receiver, finds as follows:

1. That a receiver *pendente lite* shall be appointed for NLU for the limited purpose of preserving the assets NLU and continuing its operation during the pendency of this case.
2. That the receiver's powers and responsibilities shall include the operation and management of NLU; with full authority to collect payments from the utility's customers, to incur and pay such expenses as are necessary for the day-to-day operation of NLU, and to maintain written financial records on behalf of the utility as to all financial transactions. The Court's primary purpose in appointing the receiver is to maintain the status quo as to all of the utility's current functions, and in so doing to ensure that the utility's current business relationships with certified operators and suppliers be maintained, that the day-to-day operation and

maintenance of all of the utility's systems be properly managed, and that short-term business-related decisions required of the owner of any such utility be made in a timely and appropriate manner (e.g. preservation of assets, providing customers an uninterrupted supply of good quality water, payment of necessary bills).

3. The receiver is not empowered to undertake any non-emergency repairs or upgrades to the utility's systems without Court approval, nor is the receiver to be involved in any of the utility's legal actions involving NLU, other than as expressly provided by Court order.

4. The receiver is to submit its bills for charges incurred in the operation of NLU to the Court for approval before payment is made.

Entered:

6-3-05



Stephen C. Pemberton
Circuit Judge

cc: Attorney Cohen
Attorney Armstrong
Attorney Lindsey